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**FACSIMILE COVER SHEET**

Date: August 4, 2005

To: Examiner Mai Huong C. Tran  
Fax No: 571-273-8300

From: John G. Rauch  
Tel. No: 312-321-4288

Client No: 10808/144

No. of Pages  
(inc. this page): 4

Confirmation Copy To Follow: Yes  No

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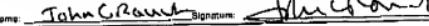
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**COVER MESSAGE:**

RE: U.S. SERIAL NO. 10/501,430  
PLEASE DELIVER TO EXAMINER Mai Huong C. Tran  
GROUP ART UNIT NO. 2818

## CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8

I hereby certify that this correspondence, totaling 4 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no. 571-273-6300 (Central number) on the below date:

Date: 8/4/05 Name: John G. Rauch Signature: 

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Franz Schuler, et al.

Appln. No.: 10/501,430

Examiner: Tran, Mai Huong C.

Filed: January 7, 2005

Art Unit: 2818

For: NON-VOLATILE TWO TRANSISTOR  
SEMICONDUCTOR MEMORY CELL AND  
METHOD FOR PRODUCING THE SAME

Attorney Docket No: 10808/144

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL

## Attached is/are:

Response to Restriction Requirement (2 pages)  
 Return Receipt Postcard

## Fee calculation:

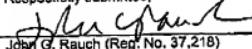
No additional fee is required.  
 Small Entity.  
 An extension fee in an amount of \$\_\_\_\_ for a \_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
 A petition or processing fee in an amount of \$\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
 An additional filing fee has been calculated as shown below:

	Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	Small Entity	Not a Small Entity
Total	Minus			Rate x \$25=	Rate x \$50=
Indep.	Minus			x 100=	x \$200=
First Presentation of Multiple Dep. Claim				+ \$180=	+ \$360=
				Total	Total

## Fee payment:

A check in the amount of \$\_\_\_\_ is enclosed.  
 Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
 Payment by credit card in the amount of \$\_\_\_\_ (Form PTO-2038 is attached).  
 The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

  
John G. Rauch (Reg. No. 37,218)

Date

8/4/05

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**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8**

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Date: August 4, 2005 Name: John G. Reich Signature: John G. Reich

Our Case No. 10808/144  
Client ref. In1222WOUS

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
 Franz Schuler, et al. )  
 Serial No. 10/501,430 ) Examiner: Tran, Mai Huong C.  
 Filing Date: January 7, 2005 ) Group Art Unit No. 2818  
 For NON-VOLATILE TWO )  
 TRANSISTOR SEMICONDUCTOR )  
 MEMORY CELL AND METHOD )  
 FOR PRODUCING THE SAME )

**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

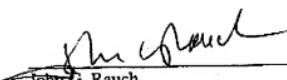
Dear Sir:

In response to the Office Action dated July 6, 2005, applicants elect **Group II, claims 8-16**. Group I, claims 1-7, are withdrawn from prosecution. Applicants reserve the right to file one or more divisional applications directed to the invention defined by claims 1-7.

Application no. 10/501,430  
Response dated: August 4, 2005  
Reply to office action dated: July 6, 2005

With this response, the application is believed to be in condition for further action on the merits. Should the examiner deem a telephone conference to be of assistance in advancing the application to allowance, the examiner is invited to call the undersigned attorney at the telephone number below.

Respectfully submitted,

  
John G. Rauch  
Registration No. 37,218  
Attorney for Applicant

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